

U.S. DISTRICT COURT-  
SOUTHERN DISTRICT OF NEW YORK  
300 GUARRO PAS STREET  
WHITE PLAINS-NEW YORK 10601  
ATTN: HON: KENNETH M. KARAS  
U.S. DISTRICT JUDGE  
PRO SE OFFICE  
WENDE-C.F.  
P.O. BOX 1187  
ALDEN-NEW YORK  
14804-1187  
11TH APRIL 2022

RE: SMOLEN VS. BROWN ET AL 18-CIV-7621 [KMK]

DEAR JUDGE KARAS:

PLEASE BE ADVISED- ON 01-17-22-I HAD MY  
FOURTH SURGERY INVOLVING MY PROSTATE CANCER  
AND HAVE HAD POST SURGICAL PROBLEMS EVER SINCE.  
I WAS TAKEN BACK TO ERIE COUNTY MEDICAL CENTER ECMC  
ON 03-23-22-TO SEE MY UROLOGIST/SURGEON. WHILE  
AT E.C.M.C.-I BECAME VIOLENTLY ILL AND HAD TO BE  
TAKEN TO THEIR EMERGENCY ROOM. I WAS  
THERE FROM 11:AM TO 11:PM. AND THEN RETURNED BACK  
TO THE PRISON WITH A RECOMMENDATION TO BE SEEN  
BY A GASTROENTEROLOGIST. I NEVER GOT TO SEE MY  
UROLOGIST/SURGEON AND AM WAITING FOR ANOTHER  
APPOINTMENT. I AM VERY SICK TO DATE.

I RESPECTFULLY REQUEST THAT YOU CONSIDER THIS  
LETTER A MOTION FOR ME TO BE GRANTED NINETY  
DAYS IN ORDER TO COMPLY/RESPOND TO DEFENDANTS'  
MOTIONS ETC.?

I FURTHER-RESPECTFULLY REQUEST THAT THE  
COURT APPOINT PRO-BONO-THE LAW FIRM OF COVINGTON  
AND BURLING L.L.P. 620 EIGHTH AVENUE- NEW  
YORK-N.Y. 10018-1405. THEY HAVE AGREED TO  
REPRESENT ME-ON TWO OTHER FEDERAL CIVIL  
RIGHTS LAW SUITS. AND I AM CERTAIN THEY  
WOULD BE WILLING TO REPRESENT ME ON THE ABOVE

-SMOLEN VS. BROWN ET AL  
18 CIV 7621 [KMK]

JUDGE KAREN KARAS

04-11-22

CONT.

TIFFED CASE. I ALSO WISH TO BRING TO THE COURTS ATTENTION OF THE DISINGENUOUS NEGOTIATIONS I HAVE HAD WITH MS. AMANDA YOON- A.A.G.. TO SETTLE A ~~DIS~~ MATTER. MS. YOON HAD OFFERED ME TWENTY THOUSAND DOLLARS-\$20,000.00- WHICH IS FAR BELOW THE PAYMENTS PAID TO OTHER INMATES FOR LEGAL CONFINEMENT IN S.H.U. OR I.R.C.. MS. YOON HAD STATED THAT SHE WOULD TRY TO INCREASE THE OFFER AND WOULD GET BACK TO ME BUT IT WOULD TAKE SEVERAL MONTHS FOR HER TO GET AN ANSWER- SEVERAL MONTHS HAD PASSED AND MS. YOON STATED SHE COULDNT INCREASE THE OFFER- BUT AFTER I INFORMED HER THE OFFER WAS UNACCEPTABLE- MS. YOON AGAIN STATED THAT SHE WOULD TRY AGAIN TO INCREASE THE OFFER. MS. YOON APPARENTLY HAS BEEN REPLACED BY ANOTHER N.Y.S. A.A.G.. THIS INVOLVED THE CASE OF SMOLEN VS. HARRISON #7:17 CR-0794 [S.D.N.Y.]. I MENTIONED THE AFOREMENTIONED ONLY TO SHOW THE COURT MY WILLINGNESS TO WORK WITH ANY AND ALL A.A.G.S.

I REQUEST THE COURT GRANT ME MY MOTION REQUEST FOR AN EXTENSION OF TIME- TO REPLY TO THE DEFENDANTS' MOTIONS ETC. AND FOR THE COURT TO APPOINT ME PRO-BONO COUNSEL- CAVINGTON AND BURING L.L.P. AND ANY AND ALL RELIEF THE COURT DEEMS NECESSARY AND JUST.

CC: KATHRYN MARTIN- -RESPECTFULLY SUBMITTED-  
A.A.G.  
Samuel J. Smolen Jr.  
S. SMOLEN #85A408R

**WENDE CORRECTIONAL FACILITY**

Wende Rd., P.O. Box 1187  
Alden, New York 14004-1187

NAME: SAMUEL J. SMOLINSKI DIN: 8574082

WENDE



NEOPOST

04/11/2022

US POSTAGE \$000.53<sup>0</sup>

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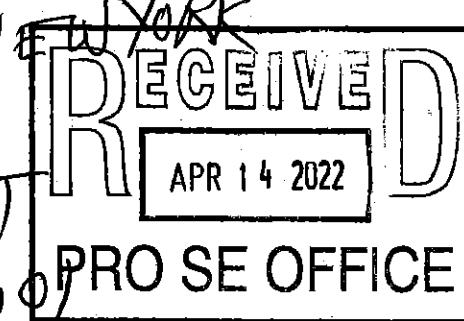


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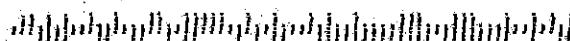


**LEGAL MAIL**

U.S. DISTRICT COURT -  
SOUTHERN DISTRICT OF NEW YORK  
ATTN: PRO-SE OFFICE  
300 GUARRO PAS STREET  
WHITE PLAINS, N.Y. 10601



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In light of Plaintiff's medical issues and potential representation by Covington & Burling, the Court grants Plaintiff **60 days** to file an Amended Complaint. The Court also notes that, per the Court's memo endorsement dated March 9, 2022, (Dkt. No. 83), Defendants' Motion for Summary Judgment, (Dkt. No. 71), is denied as moot. Plaintiff is encouraged to reach out to Covington & Burling as soon as possible. Plaintiff is then directed to inform the Court as to whether Covington & Burling opts to represent him; if so, attorneys are directed to file a Notice of Appearance.

The Clerk of Court is respectfully directed terminate the pending motion, (Dkt. No. 71), and to mail a copy of this memo endorsement to Plaintiff.

**SO ORDERED**

KENNETH M. KARAS U.S.D.J.